

3764

Application Serial No.: 10/737,016 Attorney Docket No.: 2G02.1-080

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: LEVAUGHN et al.) Group Art Unit: 3764
Serial No.: 10/737,016) Examiner: N/A
Filed: December 12, 2003)
For: "BLOOD SAMPLING DEVICE")

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 GARDNER GROFF, P.C. Paper Mill Village, Building 23 600 Village Trace, Suite 300 Marietta, GA 30067

March 31, 2004

Sir:

Submitted herewith on form PTO/SB/08a&b is a listing of documents known to applicants and/or their attorneys in compliance with the requirements of 37 C.F.R. § 1.56. Consideration of the cited documents and making the same of record in the prosecution of the above-noted application are respectfully requested. Copies of the U.S. patents and published patent applications are not enclosed. Notice of August 5, 2003, 1273 O.G. ______. A copy of each foreign document listed is enclosed.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability (37 C.F.R. § 1.97(h)) or statutory prior art, or that no other material information exists. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.



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PATENT

No fee is believed to be due, as this Information Disclosure Statement is submitted within three months of the filing date or before receipt of a first office action on the merits. 37 C.F.R. § 1.97(b). However, if any extension of time is necessary to render this filing timely, please consider this a request therefor. The Commissioner is authorized to charge any additional fees due or credit any overpayment to Deposit Account 50-1513.

Respectfully submitted,

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<u>« ነሃ: ግሀት ነ</u>ፃ፣ Substitute for form 1449A/PTO Complete if Known Application Number 10/737.016 INFORMATION DISCLOSURE 12/12/2003 Filing Date STATEMENT BY APPLICANT First Named Inventor LEVAUGHN et al. Art Unit 3764 (Use as many sheets as necessary) Examiner Name Sheet of 3 Attorney Docket Number 2G02.1-080

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, =			U.S. PATENT [OCUMENTS	
Examiner Cite		Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
Initials *	NO.	Number - Kind Code ² (if known)	141W-00-1111		Figures Appear
	Α	US-4,627,445	12/09/1986	GARCIA et al.	
	В	US- 4,787,398	11/29/1988	GARCIA et al.	
	С	US- 4,794,926	01/03/1989	MUNSCH et al.	
	D	US- 4,823,806	04/25/1989	BAJADA	
	E	US- 5,279,294	01/18/1994	ANDERSON et al.	
	F	US- 5,318,584	06/07/1994	LANGE et al.	
	G	US- 5,514,152	05/07/1996	SMITH	-
	Н	US- 5,628,765	05/13/1997	MORITA	
	1	US- 5,741,288	04/21/1998	RIFE	
	J	US- 5,871,494	02/16/1999	SIMONS et al.	
	К	US- 5,951,492	09/14/1999	SIMONS et al.	
	L	US- 5,971,941	10/26/1999	SIMONS et al.	
	М	US- 6,036,924	03/14/2000	SIMONS et al.	
	N	US- 6,071,294	06/06/2000	SIMONS et al.	
	0	US- 6,099,484	08/08/2000	DOUGLAS et al.	
	Р	US- 6,228,100	05/08/2001	SCHRAGA	
_	Q	US- 6,472,220	10/29/2002	SIMONS et al.	
	R	US- 2002/0087056	07/04/2002	ACETI et al.	
	S	US- 2003/0073931	04/17/2003	BOECKER et al.	
	Т	US- 2003/0083685	05/01/2003	FREEMAN et al	

		FOREIGN PA	TENT DOCU	MENTS		
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Initials* No.1	No. ¹	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶
	Α	EP 0 449 525 A1	10/01/ 1991	CASCADE MEDICAL, INC.		
	В	EP 0 811 843 A2	12/10/ 1997	BAYER CORP.		
	С	EP 0 877 250 A2	11/11/ 1998	BAYER CORP.		
	D	EP 0 949 506 A2	10/13/ 1999	BAYER CORP.		
	E	EP 0 589 186 B1	11/03/ 1999	MORITA, Susumu		
	F	DE 198 19 407 A1	11/11/ 1999	PRIEBS, Hendrik		
_	G	WO 01/66010 A1	09/13/ 2001	ROCHE DIAGNOSTICS GMBH		
	Н	DE 100 57 832 C1	02/21/ 2002	PAUL HARTMANN AG		
	I	WO 02/36010 A1	05/10/ 2002	ROCHE DIAGNOSTICS GMBH		

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Complete if Known

Application Number 10/737,016

Filing Date 12/12/2003

First Named Inventor LEVAUGHN et al.

Art Unit 3764

Examiner Name

(Use as many sheets as necessary)

Substitute for form 1449A/PTO

Sheet 2 of 3 Attorney Docket Number 2G02.1-080

	U.S. PATENT DOCUMENTS							
Examiner Cite		Document Number Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant				
Initials *	No.1	Number - Kind Code ² (if known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear			
	U	US-2003/0199789	10/23/2003	BOECKER et al.				
	V	US- 2003/0199790	10/23/2003	BOECKER et al.				
	W	US- 2003/0199791	10/23/2003	BOECKER et al.				
	Х	US- 2003/0199893	10/23/2003	BOECKER et al.				
	Y	US- 2003/0199894	10/23/2003	BOECKER et al.				
	Z	US- 2003/0199895	10/23/2003	BOECKER et al.				
	AA	US- 2003/0199896	10/23/2003	BOECKER et al.	_			
	BB	US- 2003/0199897	10/23/2003	BOECKER et al.				
	CC	US- 2003/0199898	10/23/2003	BOECKER et al.				
	DD	US- 2003/0199899	10/23/2003	BOECKER et al.				
	EE	US- 2003/0199900	10/23/2003	BOECKER et al.				
	FF	US- 2003/0199901	10/23/2003	BOECKER et al.				
	GG	US- 2003/0199902	10/23/2003	BOECKER et al.				
	HH	US- 2003/0199903	10/23/2003	BOECKER et al.				
	- 11	US- 2003/0199904	10/23/2003	BOECKER et al.				
	JJ	US- 2003/0199905	10/23/2003	BOECKER et al.				
	КК	US- 2003/0199906	10/23/2003	BOECKER et al.				
	LL	US- 2003/0199907	10/23/2003	BOECKER et al.				
	ММ	US- 2003/0199908	10/23/2003	BOECKER et al.				
	NN	US- 2003/0199909	10/23/2003	BOECKER et al.				

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	J	WO 03/088835 A2	10/30/ 2003	PELICAN TECHNOLOGIES INC.			
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	00	US-2003/0199910	10/23/2003	BOECKER et al.	rigules Appeal
	PP	US- 2003/0199911	10/23/2003	BOECKER et al.	
	QQ	US- 2003/0212424	11/13/2003	BRIGGS et al.	
	RR	US- 2004/0009100	01/15/2004	SIMONS et al.	
	SS	US- 2004/0010279	01/15/2004	FREEMAN et al.	
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Examiner Initials*	Cite No. ¹	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶	

	Examiner Signature		Date Considered	
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